

AGN. NO. _____

MOTION BY SUPERVISOR ZEV YAROSLAVSKY

April 15, 2008

On March 31, 2008, my Office and numerous other public agencies and trail advocates received a letter from the Law Offices of Gaines and Stacy expressing the intention of two Limited Liability Companies to install gates that would block trail access across the Calabasas Peak Motorway. If the property owner makes good on his threat to unilaterally and abruptly preclude trail access to hikers and equestrians, it may well turn out to be a violation of the public's access rights in light of their historic use of this pathway for recreational purposes. Indeed, the County can assert the public's legal right to continue utilizing this trail inasmuch as members of the public have indicated that they, as well as groups that they are affiliated with, have used this motorway for hiking and equestrian trail purposes for many decades.

I, THEREFORE, MOVE that County Counsel be directed to take all appropriate actions, including the commencement of litigation if necessary, to provide for the continued use of Calabasas Peak Motorway by the County and members of the public for the equestrian and hiking trail purposes for which it has historically been used.

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